

IC 24-4-3

Chapter 3. Secondhand Watches

IC 24-4-3-1

Definitions

Sec. 1. As used in this chapter:

(a) "Person" shall be deemed to mean a person, firm, partnership, association, limited liability company, or corporation.

(b) "Consumer" shall be deemed to mean an individual, firm, partnership, association, limited liability company, or corporation who buys for his or its own use, or for the use of another but not for resale.

(c) A "second-hand watch" shall be deemed to mean:

(1) a watch which, as a whole, the case thereof, or the movement thereof, has been sold to a consumer; or

(2) any watch whose case or movement, serial numbers, or other distinguishing numbers or identification marks have been erased, defaced, removed, altered, or covered.

(Formerly: Acts 1937, c.270, s.1.) As amended by P.L.152-1986, SEC.50; P.L.8-1993, SEC.346.

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Informing purchaser of secondhand nature of watch

Sec. 2. Any person, or agent or employee thereof, who sells a second-hand watch shall affix and keep affixed to the same a tag with the words "second-hand" legibly written or printed thereon in the English language. For the purposes of this chapter, "sell" shall be deemed to include offer to sell or exchange, expose for sale or exchange, possess with intent to sell or exchange, and sell or exchange.

(Formerly: Acts 1937, c.270, s.2.) As amended by P.L.152-1986, SEC.51.

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Invoice of sale

Sec. 3. Any person, or agent or employee thereof, who sells a second-hand watch shall deliver to the vendee a written invoice setting forth the name and address of the vendor, the name and address of the vendee, the date of the sale, the name of the watch or its maker, and the serial numbers (if any) or other distinguishing numbers or identification marks on its case and movement. In the event the serial numbers, or other distinguishing numbers or identification marks have been erased, defaced, removed, altered or covered, this shall be set forth in the invoice. A duplicate of the aforesaid invoice shall be kept on file by the vendor of such second-hand watch for at least one (1) year from the date of the sale thereof and shall be open to inspection during all business hours by the prosecuting attorney or his representative of the county in which the vendor is engaged in business.

(Formerly: Acts 1937, c.270, s.3.)

IC 24-4-3-4**Advertising secondhand watches**

Sec. 4. Any person advertising in any manner second-hand watches for sale shall state clearly in such advertising that the watches so advertised are second-hand watches.

(Formerly: Acts 1937, c.270, s.4.)

IC 24-4-3-5**Violations**

Sec. 5. A person who recklessly violates this chapter commits a Class B misdemeanor.

(Formerly: Acts 1937, c.270, s.5.) As amended by Acts 1978, P.L.2, SEC.2411.